DENIAL OF GENERAL PLAN AMENDMENT 80-4, LEONARD AGUIRRE, APPLICANT.

WHEREAS the Mariposa County Board of Supervisors has considered General Plan Amendment 80-4 in accordance with the requirements of Article 6, Chapter 3, Division 1, of Title 7 of the California Government Code; and

WHEREAS, the Board of Supervisors has considered the proposed amendment based upon the Planning Commission Resolution 83-11 recommending denial of General Plan Amendment 80-4, and

WHEREAS, the Board of Supervisors considered the subject amendment based upon testimony and evidence presented at the Public Hearing at which the applicant was provided the opportunity to justify the proposed amendment,

BE IT THEREFORE RESOLVED that the Mariposa County Board of Supervisors hereby denies General Plan Amendment 80-4 with the following findings of fact:

1. The amendment, as proposed, would create a discontinuous land use pattern, which would not be desirable for the purpose of improving the Mariposa County General Plan Land Use Element.

2. That the creation of an "island" of the "Mountain Home" land use in the "Mountain General" land use would create a discontinuous land use pattern, and would be inconsistent with the overall intent of the proper location of land use designations of the General Plan.

3. That said "island" of discontinuous land use cannot be found or recommended as sound or good planning practice.

4. That the property, based upon the unsuitability of its terrain and its remoteness from service centers, would not meet the criteria in Section 3.503 A of the General Plan.

5. That the proposed amendment, and the intended purpose as stated by the applicant, would benefit only one property owner and cannot
be found in the general public interest.

6. That said amendment would not serve any purpose of improving the Mariposa County General Plan with respect to providing a long term guide for County development and a short term basis for day-to-day decision making.

7. That the applicant, and/or his representatives, failed to provide adequate proof or competent evidence (as required by Section 2.52.260 of the County Code) to make the findings required by Section 2.504 of the General Plan.

PASSED AND ADOPTED this 16th day of August, 1983 by the Mariposa County Board of Supervisors by the following vote:

AYES: Barrick, Dalton, Erickson, Moffitt, Taber

NOES: None

ABSENT: None

ABSTAINING: None

[Signature]

ERIC J. ERICKSON, Chairman
Mariposa County Board of Supervisors

ATTEST:

ELLEN BRONSON
ELLEN BRONSON, County Clerk and
Ex Officio Clerk of the Board

[Signature]

PATRICIA ALBERTA, Clerk of the Board